

# Exhibit A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1794  
Examiner : Kelly J. Bekker  
Applicants : Cheree L. B. Stevens et al.  
Appln. No. : 10/629,991  
Filing Date : July 30, 2003  
Confirmation No. : 3726  
For : EXTERNAL COATING COMPOSITION FOR TOASTER  
PASTRIES AND OTHER PASTRY PRODUCTS

**SECOND DECLARATION UNDER 37 C.F.R. § 1.131**

I, Cheree L. B. Stevens, do hereby declare as follows:

1. I am a co-inventor of the claims of the above-identified patent application.
2. The invention as defined in claims 1-23 and 35-49 was conceived of and actually reduced to practice prior to March 6, 2003. Further evidence of our conception and the reduction to practice beyond the evidence previously submitted with my earlier filed Declaration is provided in the form of Formulation Disclosures for Formulas 72201-04, 72201-05, 72201-06 and 74102-05 (attached hereto as Exhibit A). The documents provided were prepared before March 6, 2003.
3. Formula 72201-04 shows 52.21% modified starches as well as 30% dextrin.
4. Formula 72201-05 shows use of modified starch at 53.7% by weight and dextrin in an amount of 30% of the coating.
5. Formula 72201-06, which corresponds to Example 2, Formula 2 in the present application shows the use of 49.31% modified starch and 32% dextrin by weight of the dry mix of ingredients.

6. Formula 74102-05 shows 90% starch component.
7. The acts referred to in the preceding paragraphs occurred in the United States.
8. All statements made herein of our own knowledge are true and all statements made on information and belief are believed to be true, and further, these statements are made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

March 29, 2010  
Date

  
Cheree L. B. Stevens

# **Exhibit A**

Cheree Stevens

24-May-02

Coating For Toaster Pastries

CONFIDENTIAL INFORMATION OF ADVANCED FOOD TECHNOLOGIES

FORMULA - 72201-04

ITEM	INGREDIENT	FORMULA	%	grams	Lot #
1080	Modified Food Starch KV20	21.2100	21.21		6ED 5-032
New	Mitsui 35 (Midwest Grain Products)	31.0000	31.0		—
1019	SAPP 28	1.8000	1.8		T 4112-2
1020	Sodium Bicarbonate #2	1.2400	1.24		0079 F
1014	Xanthan Gum, Keltri F	0.1500	1.5		10-13-00
1081	Lecithin 5750 (Cetim)	1.5000	15		1460 - 394
1085	Sugar, granular	13.1000	131		K 1257
1078	Dextin, Cetestar 07702	30.0000	300		K 0527 - 0124
	TOTAL:	100.0000	1000		

Dry Mix Prepared By: L E

NO WHEAT FLOUR, NO RICE FLOUR, NO ADDED COLOR

Cherrie Stevens

6-Jun-02

**Coating For Toaster Pastries**  
**CONFIDENTIAL INFORMATION OF ADVANCED FOOD TECHNOLOGIES**

**FORMULA - 72201-05**

ITEM	INGREDIENT	FORMULA	%	GRAMS	Lot #
1080	Modified Food Starch K020	21.2100	/	212.1	OFD 5032
New	Midsol 35 (Midwest Grain Products)	32.5000	/	325	—
1018	SAPP 28	1.8000	/	18	T471122
1020	Sodium Bicarbonate #2	1.2400	/	12.4	0579F
1014	Xanthan Gum, Keltron F	0.1500	/	1.5	10/18 - 04
1085	Sugar, granular	13.1000	/	131	—
1079	Cedatin, Cerestar 07702	30.0000	/	300	K0527-0120
TOTAL:		100.0000		1000	

Dry Mix Prepared By: LC

NO WHEAT FLOUR, NO RICE FLOUR, NO ADDED COLOR, NO LECITHIN

Chase Stevens

8-Jun-02

**Coating For Toaster Pastries**  
**CONFIDENTIAL INFORMATION OF ADVANCED FOOD TECHNOLOGIES**

**FORMULA - 72201-06**

ITEM	INGREDIENT	FORMULA	Grams	
			%	Lot #
1080	Modified Food Starch K420			
New	Midsoil 35 (Midwest Grain Products)	40.3100	/ 400.1	—
1018	SAPP 28	1.3000	/ 18	T47122
1020	Sodium Bicarbonate #2	1.2400	/ 12.4	06747
1014	Xanthan Gum, Keltrul F	0.1500	/ 1.5	10-18-00
1081	Locogran 5750 (Fecithin)	1.5400	/ 15	1934 - 3946
1085	Sugar, granular	14.0000	/ 140	—
1079	Dextin, Cerestar 07702	32.0000	/ 320	K0527 - 01 246
TOTAL:		100.0000		10000

Dry Mix Prepared By: L.E.

NO WHEAT FLOUR, NO RICE FLOUR, NO ADDED COLOR, NO KV20

**Cheree Stevens**

1-Aug-02

**CONFIDENTIAL INFORMATION OF ADVANCED FOOD TECHNOLOGIES**

**74102-05**

ITEM	INGREDIENT	Grams		
		%	FORMULA	200
New	C'Artex 75701		80.0000	120 ✓
	Midesa 35		30.0000	60 ✓
	Com Syrup Solids		10.0000	20 ✓
TOTAL:		100.0000		200